IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 31ST OCTOBER 2007 / 9TH KARTHIKA 1929

Bail Appl..No. 6649 of 2007()

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CMP.3549/2007 of J.M.F.C.-II,TRIVANDRUM

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CRIME NO. 576/2007 OF PEEROORKADA POLICE STATION

PETITIONER : 1ST ACCUSED: (PARTY IN CUSTODY):

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B.SATHISH NAIR, S/O.DR.BALAKRISHNAN NAIR
SIVAM VEEDU, PATTOM , THIRUVANANTHAPURAM
NOW RESIDING AT MANORATH VEEDU, PANICKER'S LANE,
KOWDIAR WARD, SASTHAMANGALAM VILLAGE.

BY ADV. SRI.M.SREEKUMAR

RESPONDENTS: STATE:

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STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR ADV.SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ALONG WITH B.A.NO. 6650/2007 ON 31/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**R.BASANT, J**

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**B.A.Nos. 6649 & 6650 of 2007**

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Dated this the 31st day of October, 2007

**ORDER**

These applications for regular bail are filed by the common petitioner who faces allegations in two separate crimes both, inter alia, under Section 420 IPC. The crux of the allegation against the petitioner is that he who under took the responsibility of constructing the buildings after receiving consideration from his customers did not complete the construction as promised. There is a further allegation that the extent of land which was promised to be given to such customers was not given. There was deficiency in such extent. The petitioner was arrested in connection another similar crime. He continues in custody from 11.10.07. The petitioner had come to this Court earlier with a prayer for regular bail in another crime. By order dated 23.10.07 in B.A.No. 6456 of 2007, the petitioner was granted regular bail subject to conditions.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied in the facts and circumstances of this case that the petitioner can be released on bail on identical conditions.

3. In the result, this petition is allowed. The petitioner shall

be released on bail on the following terms and conditions:

i) The petitioner shall execute a bond for Rs.3,00,000/- (Rupees three lakhs only) in each case with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioner shall make himself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Wednesdays, for a period of two months. Thereafter, he shall make himself available for interrogation as and when directed by the investigating officer in writing to do so.

iii) The petitioner shall not leave the State of Kerala and shall surrender his passport before the learned Magistrate and if the same is not available file an affidavit to that effect.

**(R.BASANT, JUDGE)**

sj